TECHNOLOGY CENTER R3700

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: PRZYTULLA

Application No.: 09/525,526

Filed: March 15, 2000

For: PLASTIC CONTAINE

JAN 3 0 2003

Confirmation No.: 9131

Group Art Unit: 3727

Examiner: J.Merek

Attorney Docket No.: 2511-092-999

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 30, 2002 of the Primary Examiner finally rejecting claims 27-29 and 35-36 of the above-identified application.

The item(s) checked below are appropriate:

- 1. An extension of time for responding to the final rejection for month(s):
  - □ was filed on
  - is submitted herewith.
- 2. 

  A timely response to the final rejection has been filed.
- 3.  $\triangle$  A fee in the amount of \$320.00 is:

  - □ Not required (Fee paid in prior appeal).
- 4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non profit organization or small business concern and a fee in the amount of \$160.00 is:
  - □ Required.
  - □ Not required (Fee paid in prior appeal).
- 5. Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date January 30, 2003

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Enclosure

Reg. No. 39,893

Reg. No. 31,231